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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/808,645	03/14/2001	William Clune	05918-213001 / 4080	2481

26161 7590 06/17/2003

FISH & RICHARDSON PC
225 FRANKLIN ST
BOSTON, MA 02110

EXAMINER

BRITTAIN, JAMES R

ART UNIT	PAPER NUMBER
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3677

DATE MAILED: 06/17/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

Continued Examination Under 37 CFR 1.114

A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on March 31, 2003 has been entered.

Response to Amendment

The reply filed on March 31, 2003 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): The amendment filed March 31, 2003 is not fully responsive to the office action mailed December 26, 2002 in that it fails to comply with the continuing requirement set forth in the restriction mailed March 21, 2002 that required if claims are added after the election, then applicant must indicate which are readable upon the elected species (page 4, lines 10-12 of the restriction requirement mailed March 21, 2002). Claims 76-93 have been added in the amendment received March 31, 2003 and while applicant indicates in the remarks that claims 80, 86 and 92 have been added to recite allowable subject matter and would therefore appear from this comment to read on the elected species, there is no statement that independent claim 87 reads on the elected species or that any of the dependent claims read on the elected species. The requirement that applicant indicate which are readable on the elected species has therefore not been complied with. See 37 CFR 1.111.

Art Unit: 3677

Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to James R. Brittain whose telephone number is 703-308-2222. The examiner can normally be reached on M, W & F 5:30-1:30, T 5:30-2:00 & TH 5:30-4:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, J. J. Swann can be reached on 703-306-4115. The fax phone numbers for the organization where this application or proceeding is assigned are 703-872-9326 for regular communications and 703-872-9327 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-308-1113.



James R. Brittain
Primary Examiner
Art Unit 3677

JRB
June 16, 2003